

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
DELTA DIVISION**

UNITED STATES OF AMERICA,

VS.

CRIMINAL ACTION NO. 2:04CR146-P-B

FREDRICK JERMAINE JONES,

DEFENDANT.

ORDER

This matter comes before the court upon Defendant's Motion to Correct an Oversight or Omission in Sentencing [42-1]. Upon due consideration of the motion, the court finds as follows, to-wit:

In the instant motion, the defendant urges that neither the Government nor the Probation Officer made any recommendation for the Defendant to be required to participate in a drug program when it was appropriate to do so.

After conferring with the Probation Officer, the court concludes that there is no indication that the defendant suffers from a chronic substance abuse problem justifying admittance to the 500 hour intensive drug treatment program operated by the Federal Bureau of Prisons. The defendant has not demonstrated otherwise.

IT IS THEREFORE ORDERED AND ADJUDGED that Defendant's Motion to Correct an Oversight or Omission in Sentencing [42-1] is hereby **DENIED**.

SO ORDERED this the 18th day of August, A.D., 2005.

/s/ W. Allen Pepper, Jr.
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE